

**IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**HUNTINGTON DIVISION**

OHIO VALLEY ENVIRONMENTAL  
COALITION, INC., et al.,

Plaintiffs,

v.

CIVIL ACTION NO. 3:10-0836

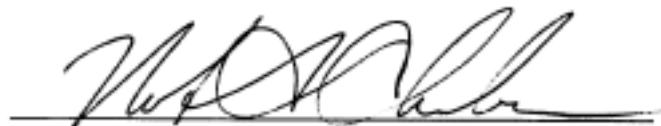
INDEPENDENCE COAL COMPANY, INC., et al.,

Defendants.

**ORDER**

Pending before the Court is the Parties' Joint Motion to Bifurcate Penalty Issues From Remedy Issues (ECF 126). For reasons apparent to the Court, this motion is **GRANTED**. The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented parties.

ENTER: July 28, 2011

A handwritten signature in black ink, appearing to read 'Robert C. Chambers', is written over a horizontal line.

ROBERT C. CHAMBERS  
UNITED STATES DISTRICT JUDGE